

Appl. No. 10/087,040
Amtd. dated March 16, 2004
Reply to Office Action of December 17, 2003

PATENT

REMARKS/ARGUMENTS

Claims 3-10 were pending in this application. Claims 1 and 8 have been amended. Claims 92-111 have been added. No claims have been cancelled. Hence, claims 3-10 and 92-111 are pending after entry of the amendments herein. Reconsideration of the subject application as amended is respectfully requested.

Claims 3, 4 and 6-9 stand rejected under 35 U.S.C. § 102(b) as being anticipated by the cited portions of U.S. Patent No. 6,040,611 to De Los Santos, *et al.* (hereinafter "De Los Santos").

Claims 3-10 stand rejected under 35 U.S.C. § 102(b) as being anticipated by the cited portions an article entitled: "A MEMS-Based Projection Display" by VanKessel, *et al.* (hereinafter "VanKessel").

Claim 5 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over De Los Santos, and further in view of the cited portions of U.S. Patent No. 6,046,840 to Huibers, *et al.* (hereinafter "Huibers").

Applicants had attempted to amend claim 8 and add claims 92-111 by preliminary amendment filed on November 20, 2003. The Examiner, however, apparently did not receive the amendment prior to issuing this office action. Thus, the Applicants are resubmitting those amendments herein.

The Applicants appreciate the Examiner's attention and consideration in the brief telephone interview conducted on March 3, 2004.

Claim Rejections Under 35 U.S.C. § 102(b)

Claim 3 stands rejected as anticipated by both De Los Santos and VanKessel. However, neither of these references teach a "vibration element having a vibration actuator." Thus, the prior art references no not teach all the limitations of claim 3, and claim 3 is believed to be allowable at least for this reason. The remaining claims depend either directly or indirectly from claim 3 and are believed to be allowable at least for this reason.

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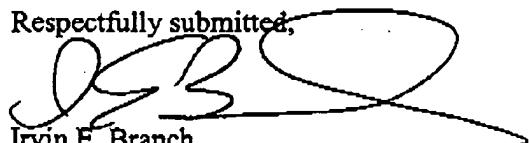
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CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 303-571-4000.

Respectfully submitted,



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